



STATE MINING AND GEOLOGY BOARD

Surface Mining Standards Committee

J. C. Isham, Chair; Cheryl Bly-Chester; Kathy Lund

EXECUTIVE OFFICER'S REPORT



**ARNOLD
SCHWARZENEGGER
GOVERNOR**

For Meeting Date: May 8, 2008

Agenda Item No. 2: Discussion of Issuance of Administrative Penalties by the State Mining and Geology Board when Serving as a Lead Agency under the Surface Mining and Reclamation Act of 1975.

INTRODUCTION: Division 2, Chapter 9, Article 5. Reclamation of Mined Lands and the Conduct of Surface Mining Operations, Public Resources Code (PRC) Section 27774.1(c) provides the State Mining and Geology Board (SMGB), when serving as a lead agency under the Surface Mining and Reclamation Act of 1975 (SMARA), discretion in determining whether to assess an administrative penalty, and how much of a financial penalty to be assessed. The Surface Mining Standards Committee at the request of SMGB Member Hoose will initiate discussion on this subject.

EXECUTIVE OFFICER'S RECOMMENDATION: The subject matter before the Committee is for general discussion among its members. The Executive Officer makes no recommendations at this time.

Respectfully submitted:

Stephen M. Testa
Executive Officer



Executive Officer's Report